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Attorneys for Defendant

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

TROY C. KUYKENDALL,

Plaintiff,

v.

MICHAEL J. ASTRUE,
Commissioner of Social Security,

Defendant.

CIVIL NO. 3:07-CV-3689-NJV

MOTION AND PROPOSED ORDER FOR EXTENSION
OF TIME FOR DEFENDANT TO FILE A
RESPONSE TO PLAINTIFF'S
MOTION FOR SUMMARY JUDGMENT

Defendant, through his attorney undersigned, moves this Court for an Order granting defendant an additional 30 days, to and including May 28, 2008, within which to file his response to Plaintiff's Motion for Summary Judgment. This Order is sought on ground that the workload of the undersigned is extremely heavy due to staffing shortages. Defendant met and conferred with Plaintiff's counsel, who does not oppose the motion. This is defendant's first request.

SCOTT N. SCHOOLS
United States Attorney

Dated: April 28, 2008

By: /s/ Jaime L. Preciado
JAIME L. PRECIADO
Special Assistant United States Attorney

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PURSUANT TO THE MOTION, IT IS SO ORDERED:

Dated: 4/29/08



NANDOR J. VADAS
United States District Judge

SCOTT N. SCHOOLS, SBN SC 9990
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

TROY C. KUYKENDALL,)	
Plaintiff,)	CIVIL NO. 3:07-CV-3689-NJV
v.)	DECLARATION OF JAIME L. PRECIADO
MICHAEL J. ASTRUE,)	IN SUPPORT OF DEFENDANT'S REQUEST
Commissioner of Social Security,)	FOR EXTENSION OF TIME
Defendant.)	

I, Jaime L. Preciado, declare and state as follows:

1. I am an Assistant Regional Counsel in the Office of the General Counsel for the United States Social Security Administration, Region IX.
2. I am requesting a 30-day extension for filing Defendant Commissioner's response to Plaintiff's motion for summary judgment. On April 22, 2008, Plaintiff's counsel advised that he agreed to allow the undersigned a 30-day extension due to the heavy workload of the undersigned. Plaintiff's counsel agreed to allow Defendant a 30 day extension in order to file the motion.

1 I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

2 Executed in San Francisco, California on April 28, 2008.

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5 By /s/ Jaime L. Preciado
6 Jaime L. Preciado
7 Special Assistant United States Attorney
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